

UNITED STATES BANKRUPTCY COURT
FOR THE MIDDLE DISTRICT OF PENNSYLVANIA

IN RE: STEPHANIE S CARBAUGH
 Stephanie S. Taylor

Debtor(s)

CHAPTER 13

Charles J. DeHart, III
Chapter 13 Trustee
Movant(s)

CASE NO: 10904713

vs

STEPHANIE S CARBAUGH
Stephanie S. Taylor

Respondent(s)

TRUSTEE'S MOTION TO DISMISS CASE

COMES NOW, on 11/10/10, Charles DeHart, III, Standing Chapter 13 Trustee for the Middle District of Pennsylvania, moves this Honorable Court for dismissal of the above-captioned Chapter 13 bankruptcy case in accordance with Section 1307(c) of 11 U.S.C., due to material default by the debtor(s) with respect to the terms of the plan.

Notice of conference and other instructions are included with this Motion. NOTICE OF YOUR DISMISSAL HEARING WILL BE SENT FROM THE CLERK'S OFFICE.

WHEREFORE, your Trustee prays that this Honorable Court enter an Order dismissing the above-captioned case in accordance with 11 U.S.C. Sec. 1307(c).

RESPECTFULLY SUBMITTED,
/s/ Charles J. DeHart, III

Charles J. DeHart, III, Trustee

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NOTICE TO PARTIES IN INTEREST

NOTICE IS HEREBY GIVEN THAT Charles J. DeHart, III, Standing Chapter 13 Trustee for the Middle District of Pennsylvania has filed a Motion to Dismiss for failure to make timely payments pursuant to your Chapter 13 Plan.

YOU ARE HEREBY NOTICED that a conference will be held on said Motion on December 1, 2010 at 9:00 a.m. This conference will be held in the

Dismissal Conference Room (Courtroom 2)
Ronald Reagan Federal Bldg
3rd floor, Third and Walnut Streets
Harrisburg, PA

YOU ARE FURTHER NOTICED that you MUST attend the conference or dismissal hearing unless one of the following takes place on or before November 24, 2010:

1. You have paid all arrearages and have confirmed payment with Trustee DeHart's office. ALL payments must be made by mailing a CERTIFIED CHECK OR MONEY ORDER to the following address. NO PERSONAL CHECKS OR CASH ACCEPTED.

CHARLES J. DEHART, III
PO BOX 7005
LANCASTER, PA 17604
AMOUNT DUE AS OF 11/10/10: \$900.00

2. You have entered into a valid stipulation with Trustee DeHart and that stipulation has been filed with the Court; or

3. You have filed a voluntary conversion or a voluntary case dismissal with the U.S. Bankruptcy Court and have served a copy of that motion upon Trustee DeHart.

FAILURE TO COMPLY WITH THE ABOVE WILL RESULT IN YOUR CHAPTER 13 CASE BEING CALLED FOR DISMISSAL HEARING WITH THE COURT IMMEDIATELY AFTER YOUR CONFERENCE WITH THE TRUSTEE AND MAY RESULT IN DISMISSAL OF YOUR CASE.

CHARLES J. DEHART, III, TRUSTEE

DATE: 11/10/10

UNITED STATES BANKRUPTCY COURT
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CERTIFICATE OF SERVICE

The Trustee certifies that the Debtor and his/her counsel have been served by First Class Mail with a copy of this Motion and the Notice on 11/10/10, at the below address unless served electronically.

STEVEN P. MINER, ESQUIRE
1035 MUMMA ROAD SUITE 101
WORMLEYSBURG, PA, 17043

STEPHANIE S CARBAUGH

112 N. BROAD STREET
WAYNESBORO, PA, 17268

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RESPECTFULLY SUBMITTED,

/s/ Charles J. DeHart, III

Charles J. DeHart, III, Trustee

Dated: 11/10/10